

Remarks

Applicants have cancelled Claims 3 and 17 and added new Claims 18-20. Applicants respectfully submit no new matter has been added by the present amendment. Support for the amendment can be found generally throughout the text, specifically at page 3, line 5 and page 31, lines 14 and 15.

Applicants acknowledge the request for a new Form PTO-1449 with the proper contents and accordingly herein submit a corrected PTO-1449. As the art was previously submitted, Applicants have not submitted new copies of the art. Applicants thank the Examiner for addressing the issues with our previously submitted PTO-1449.

Claim Rejection under 35 U.S.C. § 112, first paragraph

Claims 3 and 17 stand rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with written description requirement.

Applicants traverse this ground of rejection; however, as Claims 3 and 17 have been cancelled, Applicants submit the present rejection is now moot.

Double Patenting

Claims 1, 2, 4 and 8 stand provisionally rejected under the judicially created doctrine of obviousness type double patenting as being unpatentable over Claims 8, 10, 12, 15-18, 21-23, 25 and 26 in co-pending Application No. 10/667,711.

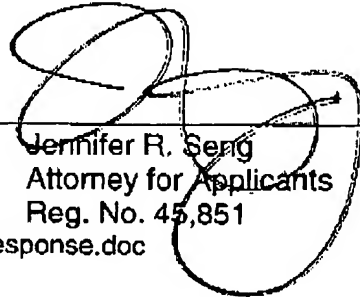
Applicants herein submit a Terminal Disclaimer in view of Application No. 10/667,711.

Accordingly, Applicants request withdrawal of this ground of rejection.

Respectfully submitted,

LANXESS Corporation
Law & Intellectual Property Department
111 RIDC Park West Drive
Pittsburgh, Pennsylvania 15275-1112
(412) 809-2233
FACSIMILE PHONE NUMBER:
(412) 809-1054
\\sr\S:\Law Shared\SHARED\JRS\PATENTS\7800\FinalResponse.doc
PO-7800

By


Jennifer R. Seng
Attorney for Applicants
Reg. No. 45,851

APPENDIX I

APPENDIX II